

FOR MYSORE STATE

0 50.

Public Works (1954) Department.

M-8. SERIES.

G.O. NO.	1937
Dated	28/5/54.

closed.

~~206~~

~~kur~~

[Despatch Abstract.]

Communications - Bridges - South Kanara District - Bridge over Sumerahadhi at Puttige at M.1311 of Hariadka - Hebi Road - levy of tolls to recover reconp expenditure from state funds - Notified.

39
26/4

Memo NO 33212 ^{A/54-1} d 24-4-54.

Communications - Bridges and ghat roads - Proposal for levy of tolls.

Ref: Memo NO 91150 A/53-5 d 19.11.53.

Handwritten note: H. 23-4-54 of

(P)
[C. 104214
41150]

The attention of the

C.E (H) is invited to para 2 of the memo cited and he is requested to state whether he has any proposal for the levy of tolls - in respect of individual bridges or roads during the half year period ending ^{with} 30.9.54.

5/ The CE (H).
[Signature]
28/4

R6

23.4.54

23/4/54.

K.M.

23.4.54

"HIGHWAYS DEPARTMENT"

From

To

Chepauk, Madras--5.

SECRETARY TO GOVERNMENT
13 MAY 1954
PUBLIC WORKS DEPARTMENT

Sir,

Box

Sub:- COMMUNICATIONS - Bridges - South Kanara District -
Bridge across Swarnanadhi at Puttige at M 13/1
of Hariadka Hebri Road - Opening of the bridge -
Levy of tolls - Regarding.

-0-

The construction of a bridge across Swarnanadhi at Puttige at M. 13/1 of Hariadka Hebri Road was administratively approved in G.O.No. 1510 P.W dated 28-4-1949 for Rs. 4 Lakhs. Technical sanction was accorded to the detailed estimate for Rs 4 lakhs in Chief Engineer (Highways) memo No. 13116-C4/49 HP Dated 24-2-1950.

2. The expenditure incurred on this work upto 31-3-1954 is Rs 5,01,283-6-1 inclusive of supplementals. The bridge is likely to be completed and opened for traffic by the end of this month. Revised estimate for the work will be sent to Government for obtaining the revised administrative approval of Government separately.

3. According to G.O. No. 1169 P.W dated 29-3-49 tolls have to be collected on bridges costing Rs 5 lakhs and over. As this bridge work costs more than Rs 5 lakhs, tolls have to be levied to recoup the expenditure incurred in accordance with the General policy of Government. Tolls may be levied as per the usual Schedule, say from about 1st June 1954.

4. As the bridge is likely to be opened for traffic by the end of this month, I request that necessary instructions may be issued to the District Collector, South Kanara through the Board of Revenue, to make necessary arrangements for the collection of tolls from 1-6-54 on which date the bridge is likely to be thrown open for traffic.

E.P. Mahoney
for Chief Engineer (Highways).

5

P. W. D. (A).

D.O. No. No.33212 A/54-3, d/ 19.5.54

Dear Sri Mahalingam Chettiar

Sub: Communications - Bridges -
S.Kanara Dt. - Bridge over
Swarnanadhi at M 13/1 on
Hariadka-Hebri Road - Levy
of tolls.

The C.E. (H) has reported that the bridge over Swarnanadhi at Puttige on M 13/1 of Hariadka-Hebri Road is ^{that} nearing completion and it will be opened for traffic by the end of this month. As the expenditure incurred on this bridge exceeds Rs 5 lakhs, it is proposed to levy tolls on the bridge with effect from 1-6-1954 to recoup the

P.T.O.

expenditure incurred on it and formal orders in this regard will be issued shortly. I am to request that necessary ~~eliminary~~ arrangements may kindly be made to collect tolls departmentally on the bridge on and from 1-6-54 pending ~~date~~ ^{sale} in public auction of the right to collect tolls.

Please acknowledge the receipt of this letter.

Y.S.
19.5.54

Y.S.
19.5.54
19/5/80

C on P3 m/

To ^{depts} ^{2/19/54}
Sri A. Mahalingam Chettiar, I.A.S.,
Collr. of South Kanara,
Mangalore.

D.O.
Ref.C.No.13467/54/B4.

South Kanara Collector's Office,
Mangalore, dated 24th May, 1954.

42553

Dear Sri Ram,

COMMUNICATIONS - Bridges - South Kanara District -
Bridge over Swarnanadi at M.13/1 on Hiriadka-Hebri Road -
Levy of toll - Receipt of G.O. - Acknowledged.

1/2 in file in REF: Your D.O. Ref. C. No. 33212/A/54-3 dated
19--5--1954.

....

I have received your letter cited above.

Yours Sincerely,

[Signature]
2415

(A. MAHALINGAM CHETTIAR)

Sri M. S. Ram, I.A.S.,
Deputy Secretary to Government,
Public Works Department,
Fort St. George, M adras--9.

Copy of letter No.19526-Eh/54-3 dated 19-5-54 from the Chief Engineer(Highways), Chepauk, Madras to the Secretary to the Govt., Public Works Dept., Madras.

Sub: Communications - Bridge - South Kanara District.
Bridge across Swarnanadhi at Puttige at M.
13/1 of Haridaka Hebri Road - Opening of the
bridges -~~Sanction~~ regarding.

Ref: C.E.(H) letter No.19526-Eh/54-1 dated 11-5-54.
.....

In continuation of my letter quoted above I have to state the above bridge is proposed to be opened by the Minister for Public Health on 2-6-54. I request that approval may kindly be given for incurring an expenditure not exceeding Rs.750/- for this function. The amount will be met from the provision made in the estimate under contingencies.

8146 K3
bick

21.5.54

Abstract

Communications - Bridge - South Kanara Dt.
Bridge over Swarnanadhi at Puttige at
M/13/1 of Hariadka-Hebri Road - Levy of
tolls to recoup expenditure from State
funds - Notified.

Ref: From the C.E.(H), letter No.19526
E/4/54-1, dated 11-3-1954.

G. O. MS. NO. 1937 D/28-5-54

In his letter cited, the C.E.
(H) has reported that the bridge over
Swarnanadhi River at Puttige at M 13/1
of Hariadka-Hebri Road in South Kanara
Dt. is nearing completion and that the
expenditure incurred on it upto 31-3-1954
is Rs.5,01,283-6-1. He has also re-
ported that the bridge will be opened
for public traffic by the end of May
1954. In keeping with the policy
approved in G.O. No. 1169 P.W., dated
29-3-49, the Governor of Madras hereby
directs that tolls be levied in respect
of bridge with effect from 2-6-1954 at
the rates specified in G.Os. No. 4766
P.W., dated 29-12-50 and No.4994 P.W.,
dated 6-12-1951 until the expenditure in-
curred on it together with interest
at 4½% per annum is recouped.

2. The Collector of S.Kanara is
authorised to collect tolls department-
ally in respect of the Bridge pending
auction of the right to collect the
tolls with reference to the rules issue
in G.O.No.3630 L.A., dated 1-12-1952 as
subsequently amended.

3. The proceeds from the levy of tolls should be credited to 'XXXIX - Civil Works - Tolls on Roads' and the expenditure in respect of collection of tolls should be debited to the heads of account specified in the Appendix to G.O. No. 1026 L.A., dated 6-2-1943.

4. The appended notification will be published in the Fort St. George Gazette.

19.5.54

19/5/54

Appendix.

NOTIFICATION.

Under Section 2(2) of the Indian Tolls Act, 1851 (Central Act VIII of 1851) as amended by the Madras Tolls and Motor Vehicles Taxation (Amendment) Act, 1938 (Madras Act VI of 1938), the Governor of Madras hereby directs that tolls shall be levied in respect of the bridge over Swarnanadhi at Puttige on M 13/1 of Hariadka-Hebri Road in South Kanara Dt. at the rates specified in Notification No. 11, published at p. 100 of Part I of the Fort St. George Gazette dated the 16th January 1951 and Notification No. 187 published at pages 1820-21 of Part I of the Fort St. George Gazette dated the 25th Decr. 1951 with effect on and from the 1st June 1954 until the State Govt. recoup the amount expended by them on the construction of the bridge together with interest thereon at $4\frac{1}{2}$ per cent per annum.

19.5.54

19/5/54

At 2 by 10 only. 17
 7/15/54
 are direct by S.C.
 2/6/54

To the C.E. (H). (Sd. M.S.)
 To the Collr. of S. Kanara
 To the Bd. of Rev. (Sd. M.S.)
 To the A.G., Madras, thro' Fin.
 To the S.G.P. for publ. of the notfn. in the F.S.G.G., dated 26-5-1954. 2.6.54. (Sd. M.S.)
 Duplicate copy to Sri A. Balakrishnan, A.G., Madras.

(3 sets)

to be sent by Express Delivery.

vide 1007
 notification published at p. 733 of F.S.G. Gazette of 2/6/54. - Part I.

State

Express

P.W.D. (A.1)

13

TELEGRAM NO. 33212 A/54-59 29/5/54

To

Collector [S. Kanara]

Mangalore.

Twentyfourth May.

Your D.O. 13467/54/B.4 dated 24-5-54
Slop.

~~Swarnanadhi bridge~~ Collect tolls

on Swarnanadhi bridge from 2nd June ~~stop~~
instead of from 1st June Slop.
Formal orders sent separately.

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A-40 PM.

Tel. 28/5/54
Sle

28/5/54

p 2 sent

p 6 m

p 6-8

p 7-82j

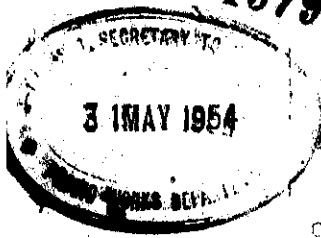
P.O. to go.

28/5/54

* Portion
not to
be telegraphed.

SECRET.
Ref.C.No.13467-54.P4.

South Kanara Collector's office,
Mangalore dated 20.5.54.



From
Sri V. Seetharama Sarvai, B.A.
Collector of South Kanara.

To
The Secretary to Government,
Public Works Department,
Port St. George Madras 2.

Communications--Bridges- South Kanara district- Bridge
over Swarnanadi at M/13/1 on Miriadka Hebri road- levy
levy of tolls- instructions solicited.

pp 5-64/10

Ref: P.O. Ref.C.No.22212-54-A-3-dated 19.5.54.

I request that formal orders regarding levy of tolls
on Bridge over Swarnanadi at M/13/1 on Miriadka Hebri road
may kindly be issued at an early date. Necessary
notifications under section 2(2) of the Indian tolls act
1951 may also be sent.

S.O. No. 1937 PW.
28/5/54

Yours faithfully,

For Collector.

20/5.54. T/S

Letter
~~Order~~

P.N.D.H.

20584

from the collector of

S. Kanara at plant may be perused.

Orders have since been issued in C.O.

The two specimens have crossed.

pp11-12 of (2)

The 1937 M.V.D. 28/5/34. This may be

Filed with the above C.O. at (2)

A copy of the Order has been sent to

9/6/34 (in collr)

Kuv

9.6.34

7-6-34

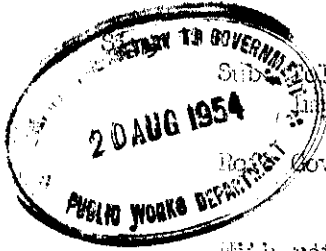
65812

HIGHWAYS DEPARTMENT

From
 Sri K.K.Nambiar, B.E., M.I.E.(Ind),
 F.Inst.H.E., (Eng) M.I.Mun.E.(Eng),
 M.A.M.Soc.C.E.,
 Chief Engineer (Highways),
 Chopalak, Madras.5.

To
 The Secretary to Government,
 Public Works Department,
 Fort St. George,
 Madras.9.

Letter No.19320/24/54-IF dated 16.8.54.



Subject - Levy for recoupment of cost of construction of -
 Improvements to roads and bridges

Re: Govt. Memo No.33212 A/54-1 dated 24.4.54. *plc f of (K)*

With reference to Government memo quoted above, I have to state that there are no proposals for the levy of tolls in respect of individual bridges on roads during the half year ending 30.9.54 except the Pittlagi bridge across Swarnamathi river at H 13/1 of Mariakina Hobli Road for which sanction was accorded in G.O.No.1937 P.W. dated 28.5.54 for the levy of tolls.

Plc f of (K)

KCK.16.8

2.8.54

S.P. Narasimhan
 For CHIEF ENGINEER (HIGHWAYS) 17.8.54.

(K)

P.W(A-1)

May be filed with go no 1937 P.W.d 28.5.54
25/8/54
26.8.54

Sub: Communications - Bridges - South Kanara Dt. -
Bridge across Swarnanadhi at Puttige at Mile
13/1 of Hariadka Hebri Road -- Levy of tolls.

Ref: From the C.E.(H), No.19526 E4/54-1, d/11-5-54.

Please see the instructions issued in Memo. No. 91150 A/53-5, P.W., dated 19-11-53 ^{to the C.E.(H)} and also the reference issued to him at p.1 c.f. In his letter at p.3 c.f., the C.E.(H) has now submitted proposals for levy of tolls in respect of a bridge in South Kanara Dt. ~~at~~ as its costs exceeds Rs 5 lakhs.

2. In G.O. No. 1510 P.W., dated 28-4-49, the Govt. approved the proposals of the C.E.(H) for the construction of a bridge across Swarnanadhi at Puttige at Mile 13/1 of Hariadka Hebri road (MDR) in South Kanara Dt. ^{an} at the estimated cost of Rs 4 lakhs. The C.E.(H) has now reported that the expenditure incurred on this work upto 31-3-54 is Rs 5,01, 283-6-1 inclusive of supplementals. He has also stated that the bridge is likely to be completed and opened for traffic by the end of this month and that revised estimate for the work will be sent to Govt. for obtaining the revised administrative approval of Govt. separately. He has requested that necessary instructions may be issued to the Dist. Collector, South Kanara through the Board of Revenue to make necessary arrangements for the collection of tolls from 1-6-54 on which date the bridge is likely to be thrown open for traffic.

3. According to the policy laid down in G.O.No. 1169 P.W., dated 29-3-49, relating to levy of tolls on specific road works, tolls can be levied in respect of the following classes of new ^{road} ~~road~~ and bridge works which were commenced from and after 1-4-46:-

- (1) Bridge works costing Rs 5 lakhs and over; and
- (ii) Formation of new ghat roads, irrespective of length and for provision of improved surfacing to ghat roads.

The levy will apply to all classes of vehicles including motor vehicles and animals and will be temporary until the cost of construction together with interest thereon is recouped. In G.Os. No. 4766 P.W., dated 29-12-50 and No.4994 P.W., dated 6-12-51, the Govt. also approved the rates at which tolls ^{are} ~~were~~ to be levied for different classes of vehicles and animals.

It will be seen from above that tolls can be levied to recoup the expenditure incurred on the construction of the bridge across Swarnanadhi at Puttige as the total expenditure incurred on this work ~~upto 31-3-54~~ exceeds Rs 5 lakhs. It may be mentioned in this connection that tolls are already being levied in respect of the following two other bridges in South Kanara Dt.

- (1). Bridge over Gurupur river near Kulur -- From 1-7-52.
- (ii) 2. Bridge over Payaswami river at Tekkil -- From 21-11-53.

4. It is for orders whether tolls may be ordered to be levied at the rates approved by the Govt. in respect of the bridge under reference as suggested by the C.E.

5. If it is decided to levy tolls on the bridge, then it may not perhaps be possible for the Collector to make necessary arrangements for the collection of tolls departmentally ~~on~~ from 1-6-54 i.e. from the date of opening the bridge for public traffic. Legal Department have noted in another connection that opening of bridge for public traffic and levy of tolls need not be contemporaneous. In view of this, it is for consideration whether tolls may be authorised ^{to} be levied on the bridge with effect from ~~1-6-1954~~ ¹⁵⁻⁶⁻⁵⁴, instead of from 1-6-54 as suggested by the C.E.(H) and the Collector of South Kanara instructed to collect tolls departmentally pending the sale in public auction of the right to collect tolls.

A/m *60* 1954

After orders are passed in 'A' and 'B' ^{on p 2} above, the file may be sent to Finance for remarks and they may also be requested to state the rate of interest to be charged on the amount spent on the bridge.

Bk
15/5/54

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15.5.54

1 A 4s.

B collector must be able to arrange this loan from 1-6-54. A ready complaint. Charities will be able to make arrangements for collection in 4 days. Send a notice collector to be ready to collect at 1-6-54. The Police from 1-6-54 and make all necessary arrangements pending the publication in the Gazette which can be done on the 26th by which time orders in circulation can be taken.

Ptms 33212 A/54-1.

15-6-54.

OR S
15/6/54

15/6/54

Zim

[PTD]



Finance (Acct.)

The notes of P.W. on pp 1-3 above may be perused. This Deptt may agree to their proposals at 'A' on p 2 above and 'C' on p 3 above. The rate of interest to be charged on the amount spent on the bridge will be $4\frac{1}{4}\%$.

18/5/54
18553

18553

P.W.

P. W. Deptt.

40369

Fin. No. 46741-Sub/547
18-5-54

Xx The proposal in the file is to levy tolls on vehicles passing over the bridge across Swarnanadhi at Puttige at M.13/1 of Hariadka-Hebri Road in South Kanara Dt.

The C.E.(H) has reported that the expenditure incurred on this work upto 31-3-1954 is Rs.5,01,283-6-1 against Rs 4 lakhs administratively approved by the Govt. and that he will be submitting separately revised estimates for the work for approval of the Govt. He has also stated that the bridge is likely to be completed and opened for traffic by the end of this month. As the cost of the bridge exceeds Rs 5 lakhs, the C.E. has reported that tolls will have to be levied to recoup the expenditure incurred on the bridge and that the Collector of South Kanara Dt. may be instructed to arrange for collection of tolls from 1-6-54 on which date the bridge is likely to be thrown open for traffic.

3. According to the policy laid down in G.O.No. 1169 P.W., dated 29-3-1949, relating to levy of tolls on specific road works, tolls can be levied in respect of the following classes of new road and bridge works which were commenced from and after 1-4-1946:-

- (1) Bridge works costing Rs 5 lakhs and over; and
- (ii) Formation of new ghat roads irrespective of length and for provision of improved surfacing to ghat roads.

Vide item 3
under S. Kanara Dt
P.W. Deptt.
Para 142 of P3 Cb

Para 3 of P3 Cb

Para 142 of P3 Cb

(B)

X on P1 of (B)

As the total expenditure incurred from the State funds on the bridge under reference exceeds Rs 5 lakhs this Department have proposed to levy tolls at the rates approved by the Govt. on vehicle passing over the bridge on and from 1-6-1953 till the expenditure incurred on it is recouped.

It may be mentioned here that tolls are already being levied in respect of the following two other bridges in South Kanara Dt.-

- (i) Bridge over Ginpur River near Kulur .. From 1-7-1952
- (ii) Bridge over Payaswami river at Tekkil .. From 21-11-1952

5. Finance have agreed to the proposal at 'A' above and they have remarked that the rate of interest to be charged on the amount spent on the bridge will be 4½%.

6. A draft order notifying the Bridge over Swarnanadhi at Puttige as toll bridge is submitted below. It may issue after approval in circulation. (The Collector of South Kanara is being instructed separately to arrange for collection of tolls departmentally with effect from 1-6-54.)

3884 9 A/54
103/20-5
Vide para 4 on
p 2 ante
of Rant 3 ante A.

paper on 10/5/54
Not in I at 10/5/54
10/5/54

Y on PA ante

Draft I

D.O. (Draft I) 2-1-54
filed

will be concerned
before 10/5/54
3/5/54

Kon
19.5.54

A. g. ch
19.5.54
A.P. P.W.D.

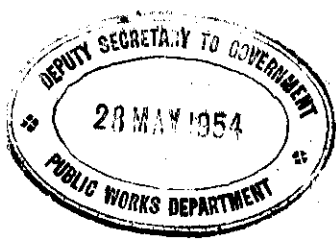
For XXa 19/5/54
Draft order
K.S. Ram
19/5/54

K(W) 19/5/54

K(7+E) 28.5.54

G.M. K K am

27 5 54



I have altered the date to 2/6/54.

The order is now for publication
telling the Superintendent Government
to publish it on 2/6/54
Send a copy to collector and tell
him to make arrangements for
collection from 2/6/54

[Handwritten signature]
28/5/54

'A' above.

Orders have since been issued ~~and~~ and a copy
of the same has been sent to the S.G.P. by special
messenger with the instruction that the notification
may be published in the Fort St. George Gazette dated
2-6-54.

'B' above.

A copy of the orders has been sent to the
Collector of South Kanara by Express Delivery Post.

It may be stated in this connection that the Collector
of South Kanara has ~~already~~ ^{previously} been asked to make preli-
minary arrangements for departmental collection of
tolls from 2-6-54 pending sale in public auction of
the right to collect tolls. As it has since been
decided that the collection of tolls should be made
from 2-6-54, the date of opening of the bridge for
traffic, the Collector may be informed of the revised
date by telegram. A draft ~~telegram~~ telegram to the

pp7-8cf

[Handwritten mark]
vide R in the
address entry on
p8cf

vide 4 on p8cf

pps-bcf

1 - vide pp7-8cf

a p3cf/LF

accordingly
Collector of South Kanara is submitted for approval.

286
29/5/54

K.M.
29.5.54

29.5.54

29/5/54

9
P. W. D. (A.1).

Sub: Communications - Bridges - S. Kanara District -
Bridge over Swarnanadhi at M. 13/1 on Hiriadka-
Hebri Road - Levy of toll.

Ref: From the Collr. of S. Kanara, D.O. Ref. No. 13467/
54/B4, dated 24-5-54.

The D.O. from the Collector of South Kanara and the query of D.S. at p.l c.f. may be perused. The main file on the subject containing the draft notification that tolls will be levied in respect of the Swarnanadhi bridge on and from 1-6-54 has not yet been received back from circulation. Incidentally it may be mentioned that the C.E.(H) has reported in another connection that Swarnanadhi bridge will be opened for traffic by Minister (Health) on 2-6-54. The levy of tolls will therefore have to be authorised from 2-6-54 only instead of from 1-6-54 as specified in the draft notification. The draft notification referred to will, in all probability, be published in the Fort St. George Gazette dated 2-6-54. There seems to be no objection in levying tolls on the bridge on and from 2-6-54. Law Department may be requested to advise whether this can be done under Section 2 of Indian Tolls Act, 1851.

Law Department.

Apparently, what P.W.D. want to know is whether the notification under Section 2 (2) of the Tolls Act may be published on 2-6-1954, and tolls levied with effect from the same date. The relevant portion of section 2 (2) runs as follows:



"The tolls shall be levied only at such rates and for such period, as the State Government may by notification in the Official Gazette declare

Under the section as worded, there seems to be no objection to publishing the notification on 2-6-1954 and levying tolls from that date.

DB
28/5/54

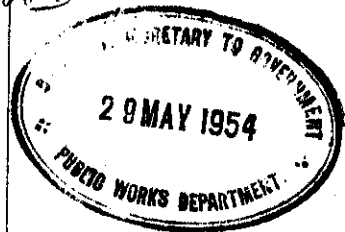
Law
28/5/54
A.S(O)

PWD PWD

P.W.D (A.S)

Law no 8638/54-1
29/5/54

43372



Please see the notes of Law Dept. at pp 1-2 above. They have stated that there seems to be no objection to publishing the notification on 2.6.54 and levying tolls from that date. In view of this no further action is called for in this file. (May be added to the ^{top} ~~main~~ file on the this subject) ~~subsequent~~

Vide H. 11. 11. 11. 11.

Run
29.5.54

M.
29.5.54

Handwritten signature and initials.